



PATENT

Handwritten: B3/3/03 #5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Docket No.: ULLEIN

In re Application of:)
THOMAS ULLEIN & BOLKO SCHUSEIL) Examiner: Johnson, Vicky A.
Appl. No.: 09/925,013) Group Art Unit: 3682
Filed: August 8, 2001)
For: CHAIN TENSIONER)

SECOND INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
Washington, D.C. 20231

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231, on February 26, 2003 .	
(Date)	
Henry M. Feiereisen	
(Name of Registered Representative)	
<i>[Signature]</i>	2/26/2003
(Signature)	(Date of Signature)

S I R:

In accordance with 37 C.F.R. 1.56, applicant wishes to call the attention of the Examiner to the following references A) to E) which were cited in the German Search Report issued by the German Patent Office with regard to the corresponding German patent application No. 100 38 606.7. Applicant does not admit that any of the cited documents constitutes prior art against the pending application.

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	Country:	Patent or Appl. No:	Patentee or Applicant:	Issue or Filing Date:
A)	Germany	DE 40 35 823 C1	Bayer. Motoren W.	12-19-1991
B)	Germany	DE 199 57 527 A1	Lachenmaier	06-21-2000
C)	Germany	DE 196 32 383 A1	Borg-Warner	02-20-1997
D)	Europe	EP 09 52 375 A1	Borg-Warner	10-27-1999
E)	Europe	EP 06 86 787 A1	Joh. Winklhofer	12-13-1995

Reference A) was already filed with Information Disclosure Statement of August 8, 2001. A copy of references B) to E) are submitted herewith along with form PTO-1449. The Examiner is requested to initial the attached form PTO-1449 and to return a copy of the initialed document to the undersigned as an indication that the attached references have been considered and made of record.

☐ This Information Disclosure Statement is filed within three months of the filing date of a national application other than a continued prosecution application under 1.53(d), so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed within three months of the date of entry of the national stage as set forth in 1.491 in an international application, so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed before the mailing of a first Office Action on the merits, so that no fee under 37 C.F.R. §1.97 is due.

☐ This Information Disclosure Statement is filed before the mailing of a first Office Action after the filing of a request for continued examination under §1.114, so that no fee under 37 C.F.R. §1.97 is due.

☒ This Information Disclosure Statement is filed after the issuance of a first office but before issuance of a final action under §1.113, or a notice of allowance under §1.311.

☐ This Information Disclosure Statement is submitted after the mailing of a final action or a notice of allowance, but before payment of the issue fee.

☒ The undersigned submits the following statement requesting consideration of this statement:

The undersigned hereby states:

☒ That each item of information contained in the information disclosure statement was first cited in any communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement;

☐ That no item of information contained in the information disclosure statement was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the statement after making reasonable inquiry, no item of information contained in the information disclosure statement was known to any individual designated in §1.56(c) more than three months prior to the filing of the information disclosure statement.

☐ The fee of \$180.00 set forth in 1.17(p).

☐ The Commissioner is hereby authorized to charge the fee as set forth in 1.17(p), and any additional fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

[X] The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 06-0502.

In order to satisfy the requirement under 37 C.F.R. §1.98(a)(3) for a concise explanation of the relevance of each item of information, applicant herewith submits a copy of the German Search Report together with a translation of the relevant pages thereof.

The above-identified application discloses and claims an invention patentable over this prior art.

Entry of the references above set forth into the file of the above application is believed to be in order and is respectfully requested.

Respectfully submitted

By: 

Henry M. Feiereisen
Agent for Applicant
Reg. No. 31,084

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